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Trustees of the Tri-Counties Welfare Trust Fund

**UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
**AT SAN JOSE**

TRUSTEES OF THE TRI-COUNTIES  
WELFARE TRUST FUND,

Plaintiff,

v.

BHARAT RAKSHAK, DDS, a professional  
dental corporation, d/b/a RODEO DENTAL  
GROUP; LYNNE SIMMS, D.D.S., a  
professional dental corporation, d/b/a RODEO  
DENTAL GROUP; JESSICA HUANTE,  
individually; BAHARAT RAKSHAK,  
individually; LYNNE SIMMS, individually;  
DOES 1 through 10 inclusive,

Defendants.

Case No. C-07-06332 RMW

**REQUEST AND [PROPOSED] ORDER  
CONTINUING CASE MANAGEMENT  
CONFERENCE**

Hearing Date: April 18, 2008  
Hearing Time: 10:30 a.m.  
Courtroom: 6, 4<sup>th</sup> Floor, San Jose  
Judge: Ronald M. Whyte

SUBJECT TO APPROVAL OF THIS COURT, Plaintiffs respectfully request that the Court continue the Case Management Conference (CMC) currently set for April 18, 2008 to May 2, 2008 or sometime soon thereafter. Plaintiffs contend there is good cause for this request as follows, specifically an unexpected and unforeseeable personal obligation of Plaintiffs' attorney. Plaintiffs' counsel has conferred with Defendants' counsel who has indicated her availability on May 2, 2008 or May 30, 2008.

The request for continuance is not brought for any improper purpose nor should any party be prejudiced by the continuance.

Date: April 15, 2008

Respectfully submitted,

BEESON, TAYER &amp; BODINE, APC

By: /s/  
TEAGUE P. PATERSON  
Attorneys for Plaintiffs

**IT IS SO ORDERED.**

Date: \_\_\_\_\_, 2008

Honorable Ronald M. Whyte  
United States District Court Judge for the  
Northern District at San Jose